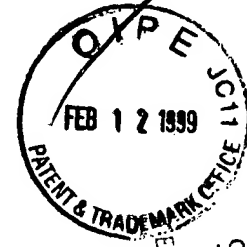


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: C.M. Whitehouse & E. Gulcicek  
Serial No.: 08/794,970  
Art Unit: 2506  
Filing Date: February 5, 1997  
For: Multipole Ion Guide for Mass Spectrometry  
Attorney Docket No.: 840.043.002

Patent Application



J. Mcmillan  
2/18/99

RECEIVED  
99 FEB 17 PM 2:38

Assistant Commissioner for Patents  
Washington, DC 20231

Response to Office Action of August 8, 1998

Remarks

Receipt of the Office Action of August 8, 1998 is acknowledged. A three month extension of the time provided for response and reconsideration of the application are requested. The Commissioner is hereby authorized and directed to debit our deposit account, Account No. 02-2105 for the extension fee, the terminal disclaimer fee, and any other amounts required.

02/19/1999 SSURLES 00000003 022105 08794970

01 FC:248  
02 FC:217

35.00 CH  
435.00 CH

In the Office Action, the Examiner issued a rejection of Claims 154-259 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over the claims of U.S. Patent No. 5,652,427. In response, a terminal disclaimer in the form provided by M.P.E.P §1490 (7<sup>th</sup> Edition, July 1998) is enclosed herein.

In the Office Action, the Examiner further rejected Claims 164-259 as being obvious under 35 U.S.C. 103(a) based on the Douglas references ('236 and '278), in view of Chowdhury (320), Aberth (669) and Guilhaus (107). Reconsideration of the rejection is requested.